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GLOVSKY and POPEO, PC
ONE FINANCIAL CENTER
BOSTON, MA 02111

#14

In re Application of :
Steeven R. Gullans et al :
Serial No.: 10/052,691 : PETITION DECISION
Filed: January 18, 2002 :
Attorney Docket No.: 18989-016 :


This is in response to the petition under 37 CFR 1.181, filed October 8, 2004, requesting withdrawal of abandonment based on timely filing of a reply.

A review of the file history shows that the examiner mailed an Office action to applicants on September 10, 2003, setting a three month shortened statutory period for reply. On October 4, 2004, the Office mailed a Notice of Abandonment to applicants for failure to file a reply to the Office action. Applicants state that a reply, including a three month extension of time request and fee therefor, was filed on March 10, 2004, by Express Mail, and provide a copy thereof and a copy of an Office date stamped return postcard indicating receipt by the Office on March 10, 2004. The original reply has not been located and the copy provided with the petition will be utilized in lieu thereof. In view of the timely reply, the Notice of Abandonment was mailed in error and is withdrawn and the application restored to pending status with the mailing of this decision.

The petition is **GRANTED**.

The application will be forwarded to the examiner for further action.

Should there be any questions about this decision please contact William R. Dixon, Jr., by letter addressed to Director, TC 1600, at the address listed above, or by telephone at 571-272-0519 or by facsimile sent to the general Office facsimile number


Bruce M. Kisliuk
Director, Technology Center 1600